

IN THE UNITED STATES BANKRUPTCY COURT
FOR THE DISTRICT OF NEBRASKA

IN THE MATTER OF:)	
)	
MICHELLE J. EGR,)	
)	CASE NO. BK13-41456-TLS
Debtor(s).)	
<hr/> UNITED STATES OF AMERICA,)	A13-4042-TLS
)	
Plaintiff(s),)	8:12CV376
)	
vs.)	CHAPTER 7
)	
OAKVIEW ONE STOP, LLC; GENE EGR;)	
and MICHELLE EGR,)	
)	
Defendant(s).)	

REPORT & RECOMMENDATION

This matter is before the court on the plaintiff's motion for withdrawal of the reference (Fil. No. 10). No objections were filed.

In 2007, the defendants executed a loan agreement with Bank of America, N.A., to borrow \$35,000 through a U.S. Small Business Administration program. The loan was guaranteed by the Egr defendants. In 2010, the defendants defaulted on the note, and in October 2012, the government filed a lawsuit to collect the debt. On July 30, 2013, defendant Michelle Egr filed a Chapter 7 bankruptcy petition in this district, which stayed all proceedings against her and resulted in the referral of the lawsuit to this court.

The debtor has now received a discharge in the bankruptcy case. Therefore, I respectfully recommend to the district court that it grant the plaintiff's motion and withdraw the reference of this case to permit the litigation to proceed against the non-debtor parties.

The Clerk of the Bankruptcy Court shall process this recommendation pursuant to the local court rules.

DATED: January 2, 2014

RESPECTFULLY SUBMITTED,

/s/ Thomas L. Saladino
Chief Judge

Notice given by the Court to:

*Laurie M. Barrett David G. Hartmann
Erin M. McCartney U.S. Trustee

Movant (*) is responsible for giving notice to other parties if required by rule or statute.